

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet 1 of 2

Complete if Known

Application Number 10/816,376
 Filing Date April 2, 2004
 First Named Inventor Claude Singer
 Art Unit 1623
 Examiner Name Elli Peseev
 Attorney Docket Number 1662/492021

U.S. PATENT DOCUMENTS

Examiner Initials *	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number - Kind Code ² (if known)			
/E.P./		6,245,903	06-12-2001	Karimian et al.	
/E.P./		6,268,489	07-31-2001	Allen et al.	
/E.P./		6,420,537	07-16-2002	Bosch et al.	
/E.P./		6,451,990	09-17-2002	Bayod et al.	
/E.P./		6,504,017	01-07-2003	Bosch et al.	
/E.P./		6,528,492	03-04-2003	de la Torre et al.	
/E.P./		6,583,274	06-24-2003	Allen et al.	
/E.P./		6,696,600	02-24-2004	Frenkel et al.	
/E.P./		7,105,179	09-12-2006	Li et al.	
/E.P./		2004/043944	03-04-2004	Li et al.	
/E.P./		2004/082527	04-29-2004	Li et al.	

FOREIGN PATENT DOCUMENTS

Examiner Initials *	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Country Code ³ - Number ⁴ - Kind Code ⁵ (if known)				
/E.P./		EP 0 298 650	01-11-1989	Allen et al.		
/E.P./		EP 0 941 999	09-15-1999	Hovione Int Ltd		
/E.P./		WO 1989/000576	01-26-1989	Pfizer Inc.		

NON PATENT LITERATURE DOCUMENTS

Examiner Initials *	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²
/E.P./		European Search Report dated 23 May 2002, for application No. EP 99 96 5069.	
/E.P./		European Search Report dated 21 February 2003, for application No. EP 01 93 9983.	
/E.P./		European Search Report dated 27 April 2007, for application No. EP 02 80 1784.	

Examiner Signature

/Elli Peseev/

Date Considered

03/01/2010

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

Sheet 2 of 2

Complete if Known

Application Number	10/816,376
Filing Date	April 2, 2004
First Named Inventor	Claude Singer
Art Unit	1623
Examiner Name	Elli Peselev
Attorney Docket Number	1662/492021

/E.P./	International Search Report dated 17 March 2000, for application No. PCT/US99/28368.
/E.P./	International Search Report dated 16 May 2001, for application No. PCT/US01/00364.
/E.P./	Memorandum Opinion and Order from Interference No. 105,366
/E.P./	U.S. Pharmacopeia, 1995, "X-ray diffraction," pages 1843-1844
/E.P./	U.S. Pharmacopeia, 1990, "Gas Chromatography," pages 1563-1568
/E.P./	U.S. Pharmacopeia, 1990, "Water Determination," pages 1619-1621
/E.P./	Chapter 3 from <i>Solid State Chemistry of Drugs</i> , by S. Byrn, R. Pfeiffer and J. Stowell entitled "The X-Ray Powder Diffraction Method," 1999
/E.P./	Chapter 11 from <i>Solid State Chemistry of Drugs</i> , by S. Byrn, R. Pfeiffer and J. Stowell entitled "Hydrates and Solvates," 1999
/E.P./	Harris and Cheung, 2004, "How to Determine Structures when Single Crystals Cannot be Grown: Opportunities for Structure Determination of Molecular Materials Using Powder Diffraction Data," <i>Chem. Soc. Rev.</i> 33:526-538
/E.P./	Chapter 6 from <i>Polymorphism in Pharmaceutical Solids</i> , by H. Brittain entitled "Methods for the Characterization of Polymorphs and Solvates," 1999
/E.P./	Chapter 1 from <i>Polymorphism in Molecular Crystals</i> , by J. Bernstein entitled "Introduction and Historical Background," 2002
/E.P./	Bernstein et al., 1999, "Concomitant Polymorphs," <i>Angew. Chem. Int. Ed.</i> 38:3440-3461
/E.P./	"Encyclopedia of Chemical Technology, Fourth Edition", Kirk-Othmer 4 th Ed., Vol. 25 pgs 735-760, 1998
	AquaStar article re "Karl Fischer Titration Basics" by EMD Chemicals Inc., date unknown
	Hachenberg and Schmidt article re "Gas Chromatographic Headspace Analysis," date unknown

Examiner
Signature

03/01/2010

Date
Considered

03/01/2010

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.